



FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2419

DATE SCANNED

1/24/12

SCANNER NO.

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SCAN OPERATOR

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12092673843



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

2011 MAR 31 A 10: 27

March 30, 2011

MEMORANDUM

**SENSITIVE**

TO: The Commission

THROUGH: Alec Paimer *AP*  
Acting Staff Director

FROM: Patricia Carmona *PC*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: Jodi Winship/Sari Pickeral *JP*  
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2010 Year-End Report for the  
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2010 Year-End Report in accordance with 2 U.S.C. 434(a). The Year-End Report was due on January 31, 2011.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report more than five (5) days but no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 CFR 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

**Recommendation**

1. Find reason to believe that all other political committees and their treasurers listed on the RTB Circulation Report violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

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Federal Election Commission  
Reason to Believe Circulation Report  
2010 YEAR-END Not Election Sensitive 01/31/2011 H\_S\_P\_UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2397	C00397083	AMERICAN TELESERVICES ASSOCIATION PAC		TIMOTHY SEARCY	\$171,491	0	2/17/2011	17	\$6,454	\$140
2398	C00413856	ASSOCIATIONS INC. PAC/ASSOCIA PAC		NANCY CUSHMAN	\$100,944	0	3/2/2011	30	\$13,715	\$260
2399	C00434324	BEN GRABER FOR CONGRESS	GRABER, BENJAMIN	BENJAMIN GRABER	\$146,008	0	2/27/2011	27	\$9,600	\$190
2400	C00118828	BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE		FRED E. KEITH JR.	\$108,428	0	2/28/2011	28	\$874	\$165
2401	C00458349	BURRIS FOR SENATE	BURRIS, ROLAND W	RAYMOND DAVIS	\$162,061	0	2/7/2011	7	\$19,455	\$145

2403	C00486862	CHET D TRAYLOR FOR US SENATE CAMPAIGN	TRAYLOR, CHET D	LARRY W. PICKETT	\$191,340	0		Not Filed	\$95,670 (est)	\$3,850
2404	C00326066	CIRO RODRIGUEZ FOR CONGRESS	RODRIGUEZ, CIRO D.	LUIS R. VERA	\$3,294,855	0	2/13/2011	13	\$16,250	\$175
2405	C00467423	CITIZENS FOR CHRIS GEISSLER	GEISSLER, CHRISTOPHER TODD	MICHAEL JORUDD	\$109,360	0		Not Filed	\$21,872 (est)	\$550
2406	C00486902	CITIZENS FOR JOHN HAGER	HAGER, JOHN VICTOR	ANDREW A. HAGER	\$210,805	0		Not Filed	\$70,268 (est)	\$2,970
2407	C00471482	CODAY FOR US SENATE	CODAY, ARTHUR JR MD	ARTHUR CODAY, JR. MD	\$168,127	0		Not Filed	\$33,625 (est)	\$990
2408	C00476879	COMMITTEE FOR BARBARA OLSCHNER FOR CONGRESS	OLSCHNER, BARBARA F	STEVEN "BO" SMITH	\$122,703	0		Not Filed	\$30,676 (est)	\$990
2409	C00462531	COMMITTEE TO ELECT DR GREG RABIDOUX	RABIDOUX, GREG ROBERT DR	KIMBERLEE E. SMITH	\$158,153	0		Not Filed	\$3,119	\$250
2410	C00466557	COMMITTEE TO ELECT JEAN KURTIS SCHODORF FOR CONGRESS	SCHODORF, JEAN KURTIS	MARILYN CHAPMAN HANSEN	\$225,121	0		Not Filed	\$37,520 (est)	\$990

2412	C00484691	COMMITTEE TO ELECT GLENN WILSON FOR US CONGRESS	WILSON, GLENN A	DEBORAH K. HAMILTON	\$245,513	0		Not Filed	\$61,378 (est)	\$2,970
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2415	C00357640	CORINTHIAN COLLEGES INC PAC		PAUL DE GIUSTI	\$174,077	0		Not Filed	\$14,508 (est)	\$550
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AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2416	C00465773	DEON LONG FOR CONGRESS	LONG, OMETRIAS DEON	DEON LONG	\$252,205	1		Not Filed	\$94,068 (est)	\$4,812
2417	C00448241	DOUG TUDOR FOR CONGRESS	TUDOR, DOUGLAS DAVID	DOUGLAS D. TUDOR	\$103,206	3		Not Filed	\$12,901 (est)	\$962
2418	C00482588	DOUGHERTY SENATE CAMPAIGN COMMITTEE	DOUGHERTY, JOHN E III	DR JODHA KHALSA	\$320,109	0	2/18/2011	18	\$9,744	\$145
2419	C00453498	EARL HENRY SHOLLEY FOR CONGRESS	SHOLLEY, EARL HENRY	RONALD A. GENGO	\$168,588	0		Not Filed	\$21,071 (est)	\$550
2420	C00468694	ERIC WNUCK 2010	WNUCK, ERIC	ERIC WNUCK	\$434,191	1		Not Filed	\$108,548 (est)	\$6,187
2421	C00487231	EUGENE GREEN FOR CONGRESS COMMITTEE	GREEN, EUGENE J JR	EUGENE V. M. GREEN	\$135,872	0		Not Filed	\$67,936 (est)	\$2,970
2422	C00468247	FERRE 2010	FERRE, MAURICE	ELIZABETH M. TETRAHIT	\$569,529	0	2/7/2011	7	\$11,994	\$145

2424	C00404350	FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION		HELEN WILSON	\$106,303	0	2/28/2011	28	\$8,669	\$195
2425	C00477646	FRIENDS OF DAVID MADEIRA	MADEIRA, DAVID JAMES	MICHAEL LACEY	\$120,785	0		Not Filed	\$30,196 (est)	\$990
2426	C00481184	FRIENDS OF ROSS BIELING	BIELING, ROSS PARKER	ROSS PARKER BIELING	\$385,138	0		Not Filed	\$128,379 (est)	\$4,950
2427	C00483289	HEALY FOR NY	HEALY, TIMOTHY J	JULIAN H. GINGOLD	\$241,704	0	2/25/2011	25	\$23,094	\$235
2428	C00465856	HENDRY FOR CONGRESS	HENDRY, EDDIE	JOHN NESMITH	\$137,863	0		Not Filed	\$22,977 (est)	\$550
2429	C00483115	HERMANATOR PAC; THE		SCOTT D. TOOMEY	\$441,646	0	2/9/2011	9	\$112,779	\$1,785
2430	C00459412	IRAQ VETERANS FOR CONGRESS POLITICAL ACTION COMMITTEE		CHRIS COVUCCI	\$1,632,238	0	2/24/2011	24	\$65,384	\$2,310
2431	C00478057	JAMES MILANO FOR CONGRESS	MILANO, JAMES	PATRICIA A. FRIEDMAN	\$298,381	0	2/25/2011	25	\$3,385	\$150
2432	C00460642	JIM PICCILLO FOR CONGRESS	PICCILLO, JAMES JOHN	SANDI KEEBLE	\$286,266	0		Not Filed	\$32,918 (est)	\$990
2433	C00484303	JOHNSON FOR CONGRESS	JOHNSON, HARRY CLAUD	HARRY JOHNSON	\$121,900	0		Not Filed	\$60,950 (est)	\$2,970
2434	C00482893	JOYCE JOHNSON FOR CONGRESS 2010	JOHNSON, JOYCE STANLEY	MYRNA PHILLIPS OAKLEY	\$106,799	0		Not Filed	\$35,600 (est)	\$990
2435	C00459420	KEVIN BURNS 4 US SENATE	BURNS, KEVIN A	ROB FLINT	\$189,847	0		Not Filed	\$31,641 (est)	\$990
2436	C00477703	KEVIN POWELL FOR CONGRESS 2010	POWELL, KEVIN	LLOYD COLONA	\$349,015	0		Not Filed	\$116,338 (est)	\$4,950
2437	C00469189	KOLOSSO FOR CONGRESS ELECTION COMMITTEE	KOLOSSO, TODD P	DANIEL KYLE	\$351,090	1		Not Filed	\$58,515 (est)	\$3,712
2438	C00468791	KUIPERS FOR CONGRESS	KUIPERS, WAYNE	TODD LAMBERS	\$464,446	0		Not Filed	\$92,889 (est)	\$3,850
2439	C00463273	LOWRY FOR CONGRESS	LOWRY, ROBERT PAUL	RUTH BELL	\$165,549	0		Not Filed	\$27,592 (est)	\$990

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2440	C0046468	LYNCH FOR CONGRESS	LYNCH, EDWARD J	EDWARD LYNCH	\$280,513	3		Not Filed	\$32,584 (est)	\$1,732
2441	C00208322	MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE		LYLE J. PARRY	\$132,878	0		Not Filed	\$18,983 (est)	\$550
2442	C00480038	MARVIN SCOTT FOR CONGRESS 2010	SCOTT, MARVIN B	FRANK L. MIJZLICO	\$457,006	0	3/8/2011	Not Filed	\$18,757	\$550

2444	C00475095	MATTHEW BURKE FOR CONGRESS	BURKE, MATTHEW	JENNIFER BURKE	\$100,517	0	3/18/2011	Not Filed	\$549	\$250
2445	C00432948	MCGOFF FOR CONGRESS	MCGOFF, JOHN P	MARJORIE O'LAUGHLIN	\$557,306	0		Not Filed	\$69,863 (est)	\$2,970
2446	C00462804	MIGUEL ORTIZ FOR CONGRESS	ORTIZ, MIGUEL ANTONIO	LUIS H. VERA	\$186,923	0	2/7/2011	7	\$31,662	\$340
2447	C00483925	MIKE THURMOND FOR US SENATE 2010	THURMOND, MICHAEL LAMAR	MATTHEW WARE	\$873,081	0	3/1/2011	29	\$11,032	\$255
2448	C00483388	MITCHELL FOR CONGRESS	MITCHELL, JOHN M	JOHN LINDLEY, III	\$107,165	0		Not Filed	\$35,722 (est)	\$990
2449	C00463406	MORGAN FOR CONGRESS	MORGAN, VINCENT SCOTT	HON. RD SNYDEN	\$157,457	1		Not Filed	\$31,491 (est)	\$1,237
2450	C00475806	PAULINA FOR CONGRESS	MORRIS, PAULINA VASQUEZ	LISA GRAHAM KEEGAN	\$623,483	0		Not Filed	\$155,871 (est)	\$6,050
2451	C00461343	PHILLIP BRUTUS FOR CONGRESS	BRUTUS, PHILLIP J	CAMELIA SIGUINEAU	\$151,182	0		Not Filed	\$30,236 (est)	\$990
2452	C00469817	PLUMMER FOR CONGRESS	PLUMMER, GLENN RODNEY	WILBERT SEARS	\$108,514	0		Not Filed	\$27,129 (est)	\$990
2453	C00467027	POLLAK FOR CONGRESS	POLLAK, JOEL BARRY	NEIL JOHNSON	\$1,380,339	0		Not Filed	\$172,542 (est)	\$6,050
2454	C00467886	RATOWITZ FOR CONGRESS	RATOWITZ, DAVID	WAYNE HEUSEL	\$129,832	0		Not Filed	\$16,229 (est)	\$550
2455	C00473595	RICHARD LAKE FOR CONGRESS	LAKE, RICHARD DAVID GEORGE	TERRANCE BRADLEY	\$101,188	0		Not Filed	\$33,729 (est)	\$990
2456	C00474700	ROBBIE WILLS FOR CONGRESS	WILLS, ROBERT DALE JR	JERRY ADAMS	\$1,264,153	0		Not Filed	\$252,831 (est)	\$8,800
2457	C00462309	RUTH MCCLUNG FOR CONGRESS	MCCLUNG, RUTH CRAWFORD	ANNE LOFTFIELD	\$1,421,439	0	2/8/2011	8	\$12,453	\$150
2458	C00014092	SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL		KIRK LARSON	\$116,381	0	2/18/2011	18	\$344	\$115
2459	C00468199	SCHIFF FOR SENATE	SCHIFF, PETER DAVID	ANDREW SCHIFF	\$6,895,439	0		Not Filed	\$1,149,240 (est)	\$12,000

2461	C00477471	SPIKE MAYNARD FOR CONGRESS	MAYNARD, ELLIOTT EDWARD	ROBERT EDWARD RYAN	\$2,045,859	0		Not Filed	\$340,977 (est)	\$8,800
2462	C00473603	STEVE CLARK FOR CONGRESS	CLARK, STEVE	RICK DIRKSE	\$1,236,249	1		Not Filed	\$309,062 (est)	\$11,000

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2463	C00467761	SUE LOWDEN FOR U S SENATE	LOWDEN, SUE	BOB BEERS	\$8,110,396	0	3/3/2011	Not Filled	\$41,529	\$990
2464	C00475772	THE COMMITTEE TO ELECT DINO LAVERGHETTA	LAVERGHETTA, DINO	ROSE LAVERGHETTA	\$205,205	0		Not Filled	\$34,201 (est)	\$990
2465	C00475038	THOMAS C CASTELLANO CAMPAIGN FUND	CASTELLANO, THOMAS C	MARK A. GARCIA	\$102,513	0		Not Filled	\$20,503 (est)	\$550
2466	C00465336	TOM WESLEY FOR US CONGRESS	WESLEY, TOM	PAUL M. YANOVITCH	\$281,751	0		Not Filled	\$35,219 (est)	\$990
2467	C00469304	TOM WIENS FOR US SENATE INC	WIENS, THOMAS J	FRANK SHAW	\$3,133,345	0		Not Filled	\$783,336 (est)	\$11,000
2468	C00335081	TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC		ROBERT A. VOLTSMANN	\$107,050	0	2/24/2011	24	\$4,300	\$145
2469	C00381699	USINPAC		MILES C. HOGE	\$159,433	0		Not Filled	\$39,858 (est)	\$990

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
 Reason To Believe Recommendation - 2010 )  
 Year-End Report for the Administrative )  
 Fine Program: )  
 SUE LOWDEN FOR U S SENATE, and ) AF# 2463  
 BOB BEERS as treasurer; )  
 ASSOCIATIONS INC. PAC/ASSOCIA ) AF# 2398  
 PAC, and CUSHMAN, NANCY as )  
 treasurer; )  
 MIKE THURMOND FOR US SENATE ) AF# 2447  
 2010, and MATTHEW WARE as treasurer; )  
 BOILERMAKERS LOCAL 85 FEDERAL ) AF# 2400  
 POLITICAL ACTION COMMITTEE, and )  
 FRED E KEITH JR as treasurer; )  
 FRESNO COUNTY DEMOCRATIC ) AF# 2424  
 WOMEN'S CLUB/DEMOCRATS IN )  
 ACTION, and HELEN WILSON as )  
 treasurer; )  
 BEN GRABER FOR CONGRESS, and ) AF# 2399  
 BENJAMIN GRABER as treasurer; )  
 HEALY FOR NY, and JULIAN H ) AF# 2427  
 GINGOLD as treasurer; )  
 JAMES MILANO FOR CONGRESS, and ) AF# 2431  
 PATRICIA A FRIEDMAN as treasurer; )  
 IRAQ VETERANS FOR CONGRESS ) AF# 2430  
 POLITICAL ACTION COMMITTEE, and )  
 CHRIS COVUCCI as treasurer; )  
 TRANSPORTATION INTERMEDIARIES ) AF# 2468  
 ASSOCIATION'S TIAPAC, and ROBERT )  
 A VOLTSMANN as treasurer; )  
 DOUGHERTY SENATE CAMPAIGN ) AF# 2418  
 COMMITTEE, and DR JODHA KHALSA )  
 as treasurer; )  
 SAN BERNARDINO COUNTY ) AF# 2458  
 REPUBLICAN CENTRAL COMMITTEE- )  
 FEDERAL, and LARSON, KIRK as )  
 treasurer; )

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AMERICAN TELESERVICES ) AF# 2397  
ASSOCIATION PAC, and SEARCY, TIM )  
MR. as treasurer; )  
CIRO RODRIGUEZ FOR CONGRESS, ) AF# 2404  
and VERA, LUIS R. MR. as treasurer; )  
HERMANATOR PAC; THE, and SCOTT ) AF# 2429  
D TOOMEY as treasurer; )  
RUTH MCCLUNG FOR CONGRESS, and ) AF# 2457  
ANNE LOFTFIELD as treasurer; )  
BURRIS FOR SENATE, and RAYMOND ) AF# 2401  
DAVIS as treasurer; )  
FERRE 2010, and ELIZABETH M ) AF# 2422  
TETREAULT as treasurer; )  
MIGUEL ORTIZ FOR CONGRESS, and ) AF# 2446  
LUIS H VERA as treasurer; )

CHET D TRAYLOR FOR US SENATE ) AF# 2403  
CAMPAIGN, and LARRY W PICKETT as )  
treasurer; )  
CITIZENS FOR CHRIS GEISSLER, and ) AF# 2405  
MICHAEL JORUDD as treasurer; )  
CITIZENS FOR JOHN HAGER, and ) AF# 2406  
ANDREW A HAGER as treasurer; )  
CODAY FOR US SENATE, and ARTHUR ) AF# 2407  
CODAY JR MD as treasurer; )  
COMMITTEE FOR BARBARA ) AF# 2408  
OLSCHNER FOR CONGRESS, and )  
STEVEN "BO" SMITH as treasurer; )  
COMMITTEE TO ELECT DR GREG ) AF# 2409  
RABIDOUX, and KIMBERLEE E SMITH )  
as treasurer; )  
COMMITTEE TO ELECT JEAN KURTIS ) AF# 2410  
SCHGENDORF FOR CONGRESS, and )  
MARILYN CHAPMAN HANSEN as )  
treasurer; )

COMMITTEE TO ELECT GLENN ) AF# 2412  
WILSON FOR US CONGRESS, and )  
DEBORAH K HAMILTON as treasurer; )

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CORINTHIAN COLLEGES INC PAC, and ) AF# 2415  
DE GIUSTI, PAUL as treasurer; )  
DEON LONG FOR CONGRESS, and ) AF# 2416  
DEON LONG as treasurer; )  
DOUG TUDOR FOR CONGRESS, and ) AF# 2417  
DOUGLAS D. TUDOR as treasurer; )  
EARL HENRY SHOLLEY FOR ) AF# 2419  
CONGRESS, and RONALD A GENGO as )  
treasurer; )  
ERIC WNUCK 2010, and ERIC WNUCK ) AF# 2420  
as treasurer; )  
EUGENE GREEN FOR CONGRESS ) AF# 2421  
COMMITTEE, and EUGENE V M GREEN )  
as treasurer; )

FRIENDS OF DAVID MADEIRA, and ) AF# 2425  
MICHAEL LACEY as treasurer; )  
FRIENDS OF ROSS BIELING, and ) AF# 2426  
BIELING, ROSS PARKER as treasurer; )  
HENDRY FOR CONGRESS, and JOHN ) AF# 2428  
NESMITH as treasurer; )  
JIM PICCILLO FOR CONGRESS, and ) AF# 2432  
SANDI KEEBLE as treasurer; )  
JOHNSON FOR CONGRESS, and ) AF# 2433  
HARRY JOHNSON as treasurer; )  
JOYCE JOHNSON FOR CONGRESS ) AF# 2434  
2010, and MYRNA PHILLIPS OAKLEY )  
as treasurer; )  
KEVIN BURNS 4 US SENATE, and ROB ) AF# 2435  
FLINT as treasurer; )  
KEVIN POWELL FOR CONGRESS 2010, ) AF# 2436  
and LLOYD COLONA as treasurer; )  
KOLOSSO FOR CONGRESS ELECTION ) AF# 2437  
COMMITTEE, and DANIEL KYLE as )  
treasurer; )  
KUIPERS FOR CONGRESS, and TODD ) AF# 2438  
LAMBERS as treasurer; )

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LOWRY FOR CONGRESS, and BELL, ) AF# 2439  
RUTH as treasurer; )  
LYNCH FOR CONGRESS, and EDWARD ) AF# 2440  
LYNCH as treasurer; )  
MANAGEMENT AND TRAINING ) AF# 2441  
CORPORATION POLITICAL ACTION )  
COMMITTEE, and LYLE J PARRY as )  
treasurer; )  
MARVIN SCOTT FOR CONGRESS 2010, ) AF# 2442  
and FRANK L MUZZILLO as treasurer; )

MATTHEW BURKE FOR CONGRESS, ) AF# 2444  
and BURKE, JENNIFER as treasurer; )  
MCGOFF FOR CONGRESS, and ) AF# 2445  
O'LAUGHLIN, MARJORIE as treasurer; )  
MITCHELL FOR CONGRESS, and JOHN ) AF# 2448  
LINDLEY III as treasurer; )  
MORGAN FOR CONGRESS, and ) AF# 2449  
SNYDEN, RD HON. as treasurer; )  
PAULINA FOR CONGRESS, and LISA ) AF# 2450  
GRAHAM KEEGAN as treasurer; )  
PHILLIP BRUTUS FOR CONGRESS, and ) AF# 2451  
CAMELIA SIGUINEAU as treasurer; )  
PLUMMER FOR CONGRESS, and ) AF# 2452  
WILBERT SEARS as treasurer; )  
POLLAK FOR CONGRESS, and ) AF# 2453  
JOHNSON, NEIL as treasurer; )  
RATOWITZ FOR CONGRESS, and ) AF# 2454  
WAYNE HEUSEL as treasurer; )  
RICHARD LAKE FOR CONGRESS, and ) AF# 2455  
BRADLEY, TERRANCE as treasurer; )  
ROBBIE WILLS FOR CONGRESS, and ) AF# 2456  
JERRY ADAMS as treasurer; )  
SCHIFF FOR SENATE, and ANDREW ) AF# 2459  
SCHIFF as treasurer; )

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SPIKE MAYNARD FOR CONGRESS, and ) AF# 2461  
ROBERT EDWARD RYAN as treasurer; )  
STEVE CLARK FOR CONGRESS, and ) AF# 2462  
RICK DIRKSE as treasurer; )  
THE COMMITTEE TO ELECT DINO ) AF# 2464  
LAVERGHETTA, and LAVERGHETTA, )  
ROSE as treasurer; )

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THOMAS C CASTELLANO CAMPAIGN ) AF# 2465  
FUND, and MARK A GARCIA as )  
treasurer; )  
TOM WESLEY FOR US CONGRESS, and ) AF# 2466  
PAUL M YANOVITCH as treasurer; )  
TOM WIENS FOR US SENATE INC, and ) AF# 2467  
FRANK SHAW as treasurer; )  
USINPAC, and HOGE, MILES C. MR. as ) AF# 2469  
treasurer; )

CERTIFICATION

I, Shelley E. Garr, Deputy Secretary of the Federal Election Commission, do hereby certify that on April 01, 2011 the Commission took the following actions on the Reason To Believe Recommendation - 2010 Year-End Report for the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated March 30, 2011, on the following committees:

AF#2463 Decided by a vote of 6-0 to: (1) find reason to believe that SUE LOWDEN FOR U S SENATE, and BOB BEERS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2398 Decided by a vote of 6-0 to: (1) find reason to believe that ASSOCIATIONS INC. PAC/ASSOCIA PAC, and CUSHMAN, NANCY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2447 Decided by a vote of 6-0 to: (1) find reason to believe that MIKE THURMOND FOR US SENATE 2010, and MATTHEW WARE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2400 Decided by a vote of 6-0 to: (1) find reason to believe that BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE, and FRED E KEITH JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2424 Decided by a vote of 6-0 to: (1) find reason to believe that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and HELEN WILSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2399 Decided by a vote of 6-0 to: (1) find reason to believe that BEN GRABER FOR CONGRESS, and BENJAMIN GRABER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2427 Decided by a vote of 6-0 to: (1) find reason to believe that HEALY FOR NY, and JULIAN H GINGOLD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2431 Decided by a vote of 6-0 to: (1) find reason to believe that JAMES MILANO FOR CONGRESS, and PATRICIA A FRIEDMAN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2430 Decided by a vote of 6-0 to: (1) find reason to believe that IRAQ VETERANS FOR CONGRESS POLITICAL ACTION COMMITTEE, and CHRIS COVUCCI as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2468 Decided by a vote of 6-0 to: (1) find reason to believe that TRANSPORTATION INTERMEDIARIES ASSOCIATION'S FLAPAC, and ROBERT A VOLTSMANN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report;

(2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2418 Decided by a vote of 6-0 to: (1) find reason to believe that DOUGHERTY SENATE CAMPAIGN COMMITTEE, and DR JODHA KHALSA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2458 Decided by a vote of 6-0 to: (1) find reason to believe that SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL, and LARSON, KIRK as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2397 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN TELESERVICES ASSOCIATION PAC, and SEARCY, TIM MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2404 Decided by a vote of 6-0 to: (1) find reason to believe that CIRO RODRIGUEZ FOR CONGRESS, and VERA, LUIS R. MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2429 Decided by a vote of 6-0 to: (1) find reason to believe that HERMANATOR PAC; THE, and SCOTT D TOOMEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2457 Decided by a vote of 6-0 to: (1) find reason to believe that RUTH MCCLUNG FOR CONGRESS, and ANNE LOFTFIELD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2401 Decided by a vote of 6-0 to: (1) find reason to believe that BURRIS FOR SENATE, and RAYMOND DAVIS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2422 Decided by a vote of 6-0 to: (1) find reason to believe that FERRE 2010, and ELIZABETH M TETREAULT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2446 Decided by a vote of 6-0 to: (1) find reason to believe that MIGUEL ORTIZ FOR CONGRESS, and LUIS H VERA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2403 Decided by a vote of 6-0 to: (1) find reason to believe that CHET D TRAYLOR FOR US SENATE CAMPAIGN, and LARRY W PICKETT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2405 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS FOR CHRIS GEISSLER, and MICHAEL JORUDD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2406 Decided by a vote of 6-0 to: (1) find reason to believe that CITIZENS FOR JOHN HAGER, and ANDREW A HAGER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2407 Decided by a vote of 6-0 to: (1) find reason to believe that CODAY FOR US SENATE, and ARTHUR CODAY JR MD as treasurer violated 2 U.S.C. 434(a) and

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make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2408 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE FOR BARBARA OLSCHNER FOR CONGRESS, and STEVEN "BO" SMITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2409 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT DR GREG RABIDOUX, and KIMBERLEE E SMITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2410 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT JEAN KURTIS SCHODORF FOR CONGRESS, and MARILYN CHAPMAN HANSEN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2412 Decided by a vote of 6-0 to: (1) find reason to believe that COMMITTEE TO ELECT GLENN WILSON FOR US CONGRESS, and DEBORAH K HAMILTON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2415 Decided by a vote of 6-0 to: (1) find reason to believe that CORINTHIAN COLLEGES INC PAC, and DE GIUSTI, PAUL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2416 Decided by a vote of 6-0 to: (1) find reason to believe that DEON LONG FOR CONGRESS, and DEON LONG as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2417 Decided by a vote of 6-0 to: (1) find reason to believe that DOUG TUDOR FOR CONGRESS, and DOUGLAS D. TUDOR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2419 Decided by a vote of 6-0 to: (1) find reason to believe that EARL HENRY SHOLLEY FOR CONGRESS, and RONALD A GENGO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2420 Decided by a vote of 6-0 to: (1) find reason to believe that ERIC WNUCK 2010, and ERIC WNUCK as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2421 Decided by a vote of 6-0 to: (1) find reason to believe that EUGENE GREEN FOR CONGRESS COMMITTEE, and EUGENE V M GREEN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2425 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF DAVID MADEIRA, and MICHAEL LACEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2426 Decided by a vote of 6-0 to: (1) find reason to believe that FRIENDS OF ROSS BIELING, and BIELING, ROSS PARKER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2428 Decided by a vote of 6-0 to: (1) find reason to believe that HENDRY FOR CONGRESS, and JOHN NESMITH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2432 Decided by a vote of 6-0 to: (1) find reason to believe that JIM PICCILLO FOR CONGRESS, and SANDI KEEBLE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2433 Decided by a vote of 6-0 to: (1) find reason to believe that JOHNSON FOR CONGRESS, and HARRY JOHNSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2434 Decided by a vote of 6-0 to: (1) find reason to believe that JOYCE JOHNSON FOR CONGRESS 2010, and MYRNA PHILLIPS OAKLEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2435 Decided by a vote of 6-0 to: (1) find reason to believe that KEVIN BURNS 4 US SENATE, and ROB FLINT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2436 Decided by a vote of 6-0 to: (1) find reason to believe that KEVIN POWELL FOR CONGRESS 2010, and LLOYD COLONA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2437 Decided by a vote of 6-0 to: (1) find reason to believe that KOLOSSO FOR CONGRESS ELECTION COMMITTEE, and DANIEL KYLE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2438 Decided by a vote of 6-0 to: (1) find reason to believe that KUIPERS FOR CONGRESS, and TODD LAMBERS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2439 Decided by a vote of 6-0 to: (1) find reason to believe that LOWRY FOR CONGRESS, and BELL, RUTH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2440 Decided by a vote of 6-0 to: (1) find reason to believe that LYNCH FOR CONGRESS, and EDWARD LYNCH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2441 Decided by a vote of 6-0 to: (1) find reason to believe that MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE, and LYLE J PARRY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2442 Decided by a vote of 6-0 to: (1) find reason to believe that MARVIN SCOTT FOR CONGRESS 2010, and FRANK L MUZZILLO as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2444 Decided by a vote of 6-0 to: (1) find reason to believe that MATTHEW BURKE FOR CONGRESS, and BURKE, JENNIFER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2445 Decided by a vote of 6-0 to: (1) find reason to believe that MCGOFF FOR CONGRESS, and O'LAUGHLIN, MARJORIE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2448 Decided by a vote of 6-0 to: (1) find reason to believe that MITCHELL FOR CONGRESS, and JOHN LINDLEY III as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2449 Decided by a vote of 6-0 to: (1) find reason to believe that MORGAN FOR CONGRESS, and SNYDEN, RD HON. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2450 Decided by a vote of 6-0 to: (1) find reason to believe that PAULINA FOR CONGRESS, and LISA GRAHAM KEEGAN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2451 Decided by a vote of 6-0 to: (1) find reason to believe that PHILLIP BRUTUS FOR CONGRESS, and CAMELIA SIGUINEAU as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2452 Decided by a vote of 6-0 to: (1) find reason to believe that PLUMMER FOR CONGRESS, and WILBERT SEARS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2453 Decided by a vote of 6-0 to: (1) find reason to believe that POLLAK FOR CONGRESS, and JOHNSON, NEIL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2454 Decided by a vote of 6-0 to: (1) find reason to believe that RATOWITZ FOR CONGRESS, and WAYNE HEUSEL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2455 Decided by a vote of 6-0 to: (1) find reason to believe that RICHARD LAKE FOR CONGRESS, and BRADLEY, TERRANCE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2456 Decided by a vote of 6-0 to: (1) find reason to believe that ROBBIE WILLS FOR CONGRESS, and JERRY ADAMS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2459 Decided by a vote of 6-0 to: (1) find reason to believe that SCHIFF FOR SENATE, and ANDREW SCHIFF as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2461 Decided by a vote of 6-0 to: (1) find reason to believe that SPIKE MAYNARD FOR CONGRESS, and ROBERT EDWARD RYAN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2462 Decided by a vote of 6-0 to: (1) find reason to believe that STEVE CLARK FOR CONGRESS, and RICK DIRKSE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2464 Decided by a vote of 6-0 to: (1) find reason to believe that THE COMMITTEE TO ELECT DINO LAVERGHETTA, and LAVERGHETTA, ROSE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2465 Decided by a vote of 6-0 to: (1) find reason to believe that THOMAS C CASTELLANO CAMPAIGN FUND, and MARK A GARCIA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2466 Decided by a vote of 6-0 to: (1) find reason to believe that TOM WESLEY FOR US CONGRESS, and PAUL M YANOVITCH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2467 Decided by a vote of 6-0 to: (1) find reason to believe that TOM WIENS FOR US SENATE INC, and FRANK SHAW as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2469 Decided by a vote of 6-0 to: (1) find reason to believe that USINPAC, and HOGE, MILES C. MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

April 4, 2011  
Date

Shelley E. Garr  
Shelley E. Garr  
Deputy Secretary

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

April 4, 2011

Ronald A. Gengo, in official capacity as Treasurer  
Earl Henry Sholley for Congress  
P.O. Box 76  
Norfolk, MA 02056

C00453498  
AF#: 2419

Dear Mr. Gengo:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year End Report of Receipts and Disbursements every calendar year. This report, covering the period through December 31, 2010, was due no later than January 31, 2011. 2 U.S.C. § 434(a). Records at the Federal Election Commission ("FEC") indicate that this report was not filed within thirty (30) days of the due date. You should file this report if you have not already done so.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On April 1, 2011, the FEC found that there is reason to believe ("RTB") that Earl Henry Sholley for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before January 31, 2011. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$550. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-11.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$550 is due within forty (40) days of the finding, or by May 11, 2011, and is based on these factors:

Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$21,071  
Number of Days Late: Not Filed  
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street,

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NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or May 11, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

## **2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge**

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Earl Henry Sholley for Congress and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).

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**3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,

  
Cynthia L. Bauerly  
Chair

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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$550 for the 2010 Year-End Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The remittance and your payment are due by May 11, 2011. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**  
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FOR: Earl Henry Sholley for Congress

FEC ID#: C00453498

AF#: 2419

PAYMENT DUE DATE: May 11, 2011

PAYMENT AMOUNT DUE: \$550

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

FEDERAL ELECTION  
COMMISSION  
SECRETARIAT

2011 AUG 10 P 1:48

August 10, 2011

**SENSITIVE**

**MEMORANDUM**

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

FROM: Patricia Carmona *PC for PC*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: *W* Jodi Winship/Sari Pickerall *JP*  
Compliance Branch

SUBJECT: Administrative Fine Program -

Final Determination Recommendation for the 2010 Year End Report

Additionally, attached are two lists of political committees and their treasurers against which the Commission has found reason to believe (RTB) and assessed proposed civil money penalties calculated at RTB for failure to file or failure to timely file the 2010 Year End Report.

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The first list represents the committees that have paid the civil money penalty and the second list represents the committees that have not paid the civil money penalty. The committees that have not paid have been given at least forty (40) days from the date of the Commission's RTB finding to remit payment.

In accordance with 11 CFR § 111.34 and 11 CFR § 111.40, the Commission shall send a final determination notice to those respondents that have either paid or not paid the civil money penalty.

For your information, twenty-eight (28) committees disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty. Of these, fourteen (14) committees will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the RTB finding, and fourteen (14) committees will be assessed no civil money penalty at FD. An overview of each of these cases has been provided below.

Citizens for John Hager (AF 2406) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$18,157 (previously estimated to be \$70,268), thus the fine would be lowered from \$2,970 to \$550.

Today for US Senate (AF 2407) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$1,009 (previously estimated to be \$33,625), thus the fine would be lowered from \$990 to \$250. The committee paid \$990 (see first list); therefore, we will issue a refund for the difference (\$740).

Committee for Barbara Olschner for Congress (AF 2408) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$3,835 (previously estimated to be \$30,676), thus the fine would be lowered from \$990 to \$250.

Committee to Elect Jean Kurtis Schendorf for Congress 2010 (AF 2410) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$37,520), which would result in no civil money penalty (fine previously assessed to be \$990). The committee paid \$990 (see first list); therefore, we will issue a refund for the difference (\$990).

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Doug Tudor for Congress (AF 2417) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$12,901), which would result in no civil money penalty (fine previously assessed to be \$962).

Eric Wnuck 2010 (AF 2420) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$108,548), which would result in no civil money penalty (fine previously assessed to be \$6,187).

Eugene Green for Congress (AF 2421) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$34,770 (previously estimated to be \$67,936), thus the fine would be lowered from \$2,970 to \$990.

Friends of David Madeira (AF 2425) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$30,196), which would result in no civil money penalty (fine previously assessed to be \$990).

Friends of Ross Bieling (AF 2426) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$128,379), which would result in no civil money penalty (fine previously assessed to be \$4,950).

Hendry for Congress (AF 2428) disclosed no activity after the RTB finding (previously estimated to be \$22,977), which would result in no civil money penalty (fine previously assessed to be \$550).

Jim Piccillo for Congress (AF 2432) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$32,918), which would result in no civil money penalty (fine previously assessed to be \$990).

Kuiper for Congress (AF 2438) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$92,889), which would result in no civil money penalty (fine previously assessed to be \$3,850).

Lowry for Congress (AF 2439) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than

that assessed at RTB. The committee disclosed total receipts and disbursements of \$4,365 (previously estimated to be \$27,592), thus the fine would be lowered from \$990 to \$250.

McGoff for Congress (AF 2445) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$69,663), which would result in no civil money penalty (fine previously assessed to be \$2,970).

Mitchell for Congress (AF 2448) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$35,722), which would result in no civil money penalty (fine previously assessed to be \$990).

Morgan for Congress (AF 2449) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$31,491), which would result in no civil money penalty (fine previously assessed to be \$1,237).

Paulina for Congress (AF 2450) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$3,894 (previously estimated to be \$155,871), thus the fine would be lowered from \$6,050 to \$250.

Plummer for Congress (AF 2452) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$27,129), which would result in no civil money penalty (fine previously assessed to be \$990).

Ratowitz for Congress (AF 2454) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$1,280 (previously estimated to be \$16,229), thus the fine would be lowered from \$550 to \$250.

Richard Lake for Congress 2010 (AF 2455) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$33,729), which would result in no civil money penalty (fine previously assessed to be \$990). The committee paid \$990 (see first list); therefore, we will issue a refund for the difference (\$990).

Schiff for Senate (AF 2459) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$80,858 (previously estimated to be \$1,149,240), thus the fine would be lowered from \$12,000 to \$3,850.

Spike Maynard for Congress (AF 2461) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$6,043 (previously estimated to be \$340,977), thus the fine would be lowered from \$8,800 to \$330.

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Steve Clark for Congress (AF 2462) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$309,062), which would result in no civil money penalty (fine previously assessed to be \$11,000).

Tom Wesley for US Congress (AF 2466) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$8,940 (previously estimated to be \$35,219), thus the fine would be lowered from \$990 to \$330. The committee paid \$990 (see first list); therefore, we will issue a refund for the difference (\$660).

Tom Wiens for US Senate (AF 2467) filed the 2010 Year End Report after the RTB finding and disclosed no activity (previously estimated to be \$783,336), which would result in no civil money penalty (fine previously assessed to be \$11,000).

USINPAC (AF 2469) filed the 2010 Year End Report after the RTB finding and disclosed an actual level of activity which would result in a lowered civil money penalty than that assessed at RTB. The committee disclosed total receipts and disbursements of \$12,694 (previously estimated to be \$39,858), thus the fine would be lowered from \$990 to \$550.

In addition, Corinthian Colleges Inc PAC (AF 2415) made duplicate payment of the civil money penalty assessed at the RTB stage (see first list); therefore, we will issue a refund for the duplicate payment (\$990).

Also, six (6) committees detailed below designated a new Treasurer and one (1) committee changed their name after the RTB finding:

- American Teleservices Association PAC (AF 2397) filed an Amended Statement of Organization after the RTB finding designating Robert Kobek as Treasurer (see first list).
- Earl Henry Sholley for Congress (AF 2419) disclosed documentation after the RTB finding designating Earl H. Sholley as Treasurer (see second list).
- Fresno County Democratic Women's Club/Democrats in Action (AF 2424) filed an Amended Statement of Organization after the RTB finding designating Cynthia Hudson as Treasurer (see first list).
- Morgan for Congress (AF 2449) filed an Amended Statement of Organization after the RTB finding designating Reynaldo R.D. Snyder as Treasurer (see second list).
- Tom Wesley for US Congress (AF 2466) filed an Amended Statement of Organization after the RTB finding designating Catherine Mitchell as Treasurer (see first list).
- USINPAC (AF 2469) filed an Amended Statement of Organization after the RTB finding designating Sanjay K. Puri as Treasurer (see second list).

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- Iraq Veterans for Congress Political Action Committee (AF 2430) filed an Amended Statement of Organization changing the committee name to Afghanistan & Iraq Veterans for Congress PAC (see second list).

**RAD Recommendation**

- (2) Make final determination that the political committees and their treasurers listed on the attached reports violated 2 U.S.C. § 434(a) and assess the final civil money penalties so indicated.
- (3) Make final determination that the political committees and their treasurers listed on the attached reports with no activity, violated 2 U.S.C. § 434(a) and will not be assessed a civil money penalty.
- (4) Send the appropriate letters.

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Federal Election Commission  
FD Circulation Report Fine Paid  
2010 YEAR-END Not Election Sensitive 01/31/2011 H\_S\_P\_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
2387	AMERICAN TELESERVICES ASSOCIATION PAC		C00397083	ROBERT KOBEK	02/17/2011	17	\$8,454	0	04/01/2011	\$140	\$140	05/16/2011	\$140
2388	ASSOCIATIONS INC. PAC/ASSOCIA PAC		C00413856	NANCY CUSHMAN	03/02/2011	30	\$13,715	0	04/01/2011	\$280	\$280	04/27/2011	\$280
2389	BEN GRABER FOR CONGRESS	GRABER, BENJAMIN	C00434324	BENJAMIN GRABER	02/27/2011	27	\$9,800	0	04/01/2011	\$180	\$180	05/16/2011	\$180
2400	BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE		C00118828	FRED E. KEITH, JR.	02/28/2011	28	\$874	0	04/01/2011	\$165	\$165	04/11/2011	\$165
2404	CIRO RODRIGUEZ FOR CONGRESS	RODRIGUEZ, CIRO D.	C00326066	LUIS R. VERA	02/13/2011	13	\$18,250	0	04/01/2011	\$175	\$175	04/21/2011	\$175
2405	CITIZENS FOR CHRIS GEISSLER	GEISSLER, CHRISTOPHER TODD	C00467423	MICHAEL JORUDD		Not Filed	\$21,872 (est)	0	04/01/2011	\$550	\$550	05/13/2011	\$550
2407	CODAY FOR US SENATE COMMITTEE TO ELECT DR GREG RABIDOUX	CODAY, ARTHUR JR MD RABIDOUX, GREG ROBERT DR	C00471482	ARTHUR CODAY, JR. MD	05/11/2011	Not Filed	\$1,008	0	04/01/2011	\$980	\$250	05/16/2011	\$980*
2409	COMMITTEE TO ELECT JEAN KURTIS SCHODORF FOR CONGRESS	SCHODORF, JEAN KURTIS	C00462531	KIMBERLEE E. SMITH		Not Filed	\$3,119	0	04/01/2011	\$250	\$250	05/08/2011	\$250
2410			C00466557	ARILYN CHAPMAN HANSEN	04/15/2011	Not Filed	\$0	0	04/01/2011	\$980	None	04/13/2011	\$980*

2415	CORINTHIAN COLLEGES INC PAC		C00357640	PAUL DE GIUSTI	03/30/2011	Not Filed	\$15,068	0	04/01/2011	\$550	\$550	05/10/2011	\$1,100*
2416	DOUGHERTY SENATE CAMPAIGN COMMITTEE	DOUGHERTY, JOHN E III	C00482588	DR. JODHA KHALSA	02/18/2011	18	\$9,744	0	04/01/2011	\$145	\$145	04/22/2011	\$145
2424	FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION		C00404350	CYNTHIA HUDSON	02/28/2011	28	\$8,669	0	04/01/2011	\$195	\$195	05/18/2011	\$195
2427	HEALY FOR NY	HEALY, TIMOTHY J	C00463288	JULIAN H. GINGOLD	02/25/2011	25	\$23,084	0	04/01/2011	\$235	\$235	04/08/2011	\$235
2431	JAMES MILANO FOR CONGRESS	MILANO, JAMES	C00478057	PATRICIA A. FRIEDMAN	02/25/2011	25	\$3,385	0	04/01/2011	\$150	\$150	05/18/2011	\$150
2441	MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE		C00208322	LYLE J. PARRY	04/19/2011	Not Filed	\$16,659	0	04/01/2011	\$550	\$550	05/04/2011	\$550
2442	MARVIN SCOTT FOR CONGRESS 2010	SCOTT, MARVIN B	C00480038	FRANK L. MUZZILLO	03/08/2011	Not Filed	\$18,757	0	04/01/2011	\$550	\$550	05/13/2011	\$550
2444	MATTHEW BURKE FOR CONGRESS	BURKE, MATTHEW	C00475085	JENNIFER BURKE	03/18/2011	Not Filed	\$549	0	04/01/2011	\$250	\$250	05/11/2011	\$250
2446	MIGUEL ORTIZ FOR CONGRESS	ORTIZ, MIGUEL ANTONIO	C00462804	LUIS H. VERA	02/07/2011	7	\$31,682	0	04/01/2011	\$340	\$340	05/10/2011	\$340
2447	MIKE THURMOND FOR US SENATE 2010	THURMOND, MICHAEL LAMAR	C00483925	MATTHEW WARE	03/01/2011	29	\$11,032	0	04/01/2011	\$255	\$255	04/20/2011	\$255
2455	RICHARD LAKE FOR CONGRESS	LAKE, RICHARD DAVID GEORGE	C00473585	TERRANCE BRADLEY	05/11/2011	Not Filed	\$990	0	04/01/2011	\$980	None	05/10/2011	\$980*
2457	RUTH MCCLUNG FOR CONGRESS	MCCLUNG, RUTH CRAWFORD	C00462309	ANNE LOFTFIELD	02/08/2011	8	\$12,537	0	04/01/2011	\$150	\$150	05/05/2011	\$150

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Final Money Penalty	Date Paid	Amount Paid
8458	SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL		C00014092	KIRK LARSON	02/18/2011	18	\$1,668	0	04/01/2011	\$115	\$115	05/05/2011	\$115
2466	TOM WESLEY FOR US CONGRESS	WESLEY, TOM	C00465336	CATHERINE MITCHELL	04/17/2011	Not Filed	\$8,940	0	04/01/2011	\$990	\$330	05/13/2011	\$990*
2468	TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TMAPAC		C00335091	ROBERT A. VOLTSMANN	02/24/2011	24	\$4,300	0	04/01/2011	\$145	\$145	04/18/2011	\$145

\* This committee disclosed a level of activity after the RTB finding which would result in a lowered civil money penalty and will be assessed a civil money penalty at Final Determination (FD) that has been reduced since the RTB finding. This committee paid the civil money penalty assessed at RTB; therefore, we will issue a refund for the difference.

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Federal Election Commission  
FD Circulation Report: Fine Not Paid  
2010 YEAR-END Not Election Sensitive 01/31/2011 H\_S\_P\_UNAUTH

AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
2406	CITIZENS FOR JOHN HAGER	HAGER, JOHN VICTOR	C00486902	ANDREW A HAGER	04/05/2011	Not Filed	\$18,157	0	04/01/2011	\$2,970	131	\$550
2408	COMMITTEE FOR BARBARA OLSCHNER FOR CONGRESS	OLSCHNER, BARBARA F	C00476878	STEVEN "BO" SMITH	04/07/2011	Not Filed	\$3,835	0	04/01/2011	\$990	131	\$250
2412	COMMITTEE TO ELECT GLENN WILSON FOR US CONGRESS	WILSON, GLENN A	C00484691	DEBORAH K HAMILTON		Not Filed	\$61,378 (est)	0	04/01/2011	\$2,970	131	\$2,870
2416	DEON LONG FOR CONGRESS	LONG, OMETRIAS DEON	C00465773	DEON LONG		Not Filed	\$84,068 (est)	1	04/01/2011	\$4,812	131	\$4,812
2417	DOUG TUDOR FOR CONGRESS	TUDOR, DOUGLAS DAVID	C00448241	DOUGLAS D. TUDOR	05/12/2011	Not Filed	\$0	3	04/01/2011	\$962	131	None
2419	EARL HENRY SHOLLEY FOR CONGRESS	SHOLLEY, EARL HENRY	C00453498	EARL H. SHOLLEY		Not Filed	\$13,608	0	04/01/2011	\$550	131	\$550
2420	ERIC WNUCK 2010	WNUCK, ERIC	C00468694	ERIC WNUCK	05/28/2011	Not Filed	\$0	1	04/01/2011	\$6,187	131	None
2421	EUGENE GREEN FOR CONGRESS COMMITTEE	GREEN, EUGENE J JR	C00487231	EUGENE V M GREEN	04/13/2011	Not Filed	\$34,770	0	04/01/2011	\$2,970	131	\$990
2425	FRIENDS OF DAVID MADEIRA	MADEIRA, DAVID JAMES	C00477646	MICHAEL LACEY	06/11/2011	Not Filed	\$0	0	04/01/2011	\$990	131	None
2426	FRIENDS OF ROSS BIELING	BIELING, ROSS PARKER	C00481184	BIELING, ROSS PARKER	04/05/2011	Not Filed	\$0	0	04/01/2011	\$4,950	131	None
2428	HENDRY FOR CONGRESS	HENDRY, EDDIE	C00485856	JOHN NESMITH		Not Filed	\$0	0	04/01/2011	\$550	131	None
2429	HERMANATOR PAC: THE AF-GHANISTAN & IRAQ PAC		C00483115	SCOTT D TOOMEY	02/09/2011	9	\$112,779	0	04/01/2011	\$1,785	131	\$1,785
2430	VETERANS FOR CONGRESS		C00458412	CONUCCI, CHRISTOPHER	02/24/2011	24	\$65,384	0	04/01/2011	\$2,310	131	\$2,310
2432	JIM PICCILLO FOR CONGRESS	PICCILLO, JAMES JOHN	C00460642	SANDI KEEBLE	04/06/2011	Not Filed	\$0	0	04/01/2011	\$990	131	None
2435	KEVIN BURNS 4 US SENATE	BURNS, KEVIN A	C00459420	ROB FLINT		Not Filed	\$31,641 (est)	0	04/01/2011	\$990	131	\$990
2436	KEVIN POWELL FOR CONGRESS 2010	POWELL, KEVIN	C00477703	LLOYD COLONA		Not Filed	\$116,338 (est)	0	04/01/2011	\$4,950	131	\$4,950
2437	KOLOSSO FOR CONGRESS ELECTION COMMITTEE	KOLOSSO, TODD P	C00469189	DANIEL KYLE		Not Filed	\$58,515 (est)	1	04/01/2011	\$3,712	131	\$3,712
2438	KUIPERS FOR CONGRESS	KUIPERS, WAYNE	C00469791	TODD LAMBERS	04/08/2011	Not Filed	\$0	0	04/01/2011	\$3,850	131	None
2439	LOWRY FOR CONGRESS	LOWRY, ROBERT PAUL	C00463273	BELL, RUTH	04/07/2011	Not Filed	\$4,365	0	04/01/2011	\$990	131	\$250
2440	LYNCH FOR CONGRESS	LYNCH, EDWARD J	C00446468	EDWARD LYNCH		Not Filed	\$32,964 (est)	3	04/01/2011	\$1,732	131	\$1,732
2445	MCGOFF FOR CONGRESS	MCGOFF, JOHN P	C00432948	OLAUGHLIN, MARJORIE	03/31/2011	Not Filed	\$0	0	04/01/2011	\$2,970	131	None
2446	MITCHELL FOR CONGRESS	MITCHELL, JOHN M	C00483388	JOHN LINDLEY III	06/28/2011	Not Filed	\$0	0	04/01/2011	\$990	131	None
2449	MORGAN FOR CONGRESS	MORGAN, VINCENT SCOTT	C00463406	REYNALDO R D SNYDEN	04/15/2011	Not Filed	\$0	1	04/01/2011	\$1,237	131	None
2450	PAULINA FOR CONGRESS	MORRIS, PAULINA VASQUEZ	C00475806	LISA GRAHAM KEEGAN	05/11/2011	Not Filed	\$3,894	0	04/01/2011	\$6,050	131	\$250
2451	PHILLIP BRUTUS FOR CONGRESS	BRUTUS, PHILLIP J	C00461343	CAMELIA SIGUINEAU		Not Filed	\$30,236 (est)	0	04/01/2011	\$990	131	\$990
2452	PLUMMER FOR CONGRESS	PLUMMER, GLENN RODNEY	C00469817	WILBERT SEARS	04/21/2011	Not Filed	\$0	0	04/01/2011	\$990	131	None
2453	POLLAK FOR CONGRESS	POLLAK, JOEL BARRY	C00467027	JOHNSON, NEIL		Not Filed	\$172,542 (est)	0	04/01/2011	\$6,050	131	\$6,050
2454	RATOWITZ FOR CONGRESS	RATOWITZ, DAVID	C00467888	WAYNE HEUSEL	05/11/2011	Not Filed	\$1,280	0	04/01/2011	\$550	131	\$250
2459	SCHIFF FOR SENATE	SCHIFF, PETER DAVID	C00468199	ANDREW SCHIFF	05/11/2011	Not Filed	\$80,858	0	04/01/2011	\$12,000	131	\$3,850

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AF#	Committee Name	Candidate Name	Committee ID	Treasurer	Receipt Date	Days Late	LOA	PV	RTB Date	RTB Penalty	Days Since RTB	FD Penalty
2481	SPIKE MAYNARD FOR CONGRESS	MAYNARD, ELLIOTT EDWARD	C00477471	ROBERT EDWARD RYAN	04/15/2011	Not Filed	\$8,043	0	04/01/2011	\$8,800	131	\$330
2482	STEVE CLARK FOR CONGRESS	CLARK, STEVE	C00473803	RICK DIRKSE	05/18/2011	Not Filed	\$0	1	04/01/2011	\$11,000	131	None
2483	SUE LOWDEN FOR U S SENATE	LOWDEN, SUE	C00487761	BOB BEERS	03/03/2011	Not Filed	\$38,328	0	04/01/2011	\$880	131	\$880
2487	TOM WIENS FOR US SENATE INC	WIENS, THOMAS J	C00488304	FRANK SHAW	04/14/2011	Not Filed	\$0	0	04/01/2011	\$11,000	131	None
2489	USINPAC		C00381689	PJRI, SANJAY K	04/08/2011	Not Filed	\$12,684	0	04/01/2011	\$880	131	\$550

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Administrative Fines Program - Final )  
Determination Recommendation for the )  
2010 Year End Report: )  
AMERICAN TELESERVICES ) AF# 2397  
ASSOCIATION PAC, and KOBEK, )  
ROBERT as treasurer; )  
ASSOCIATIONS INC. PAC/ASSOCIA ) AF# 2398  
PAC, and CUSHMAN, NANCY as )  
treasurer; )  
BEN GRABER FOR CONGRESS, and ) AF# 2399  
BENJAMIN GRABER as treasurer; )  
BOHLERMAKERS LOCAL 85 FEDERAL ) AF# 2400  
POLITICAL ACTION COMMITTEE, and )  
FRED E KEITH JR as treasurer; )  
CIRO RODRIGUEZ FOR CONGRESS, ) AF# 2404  
and VERA, LUIS R. MR. as treasurer; )  
CITIZENS FOR CHRIS GEISSLER, and ) AF# 2405  
MICHAEL JORUDD as treasurer; )  
CITIZENS FOR JOHN HAGER, and ) AF# 2406  
ANDREW A HAGER as treasurer; )  
CODAY FOR US SENATE, and ARTHUR ) AF# 2407  
CODAY JR MD as treasurer; )  
COMMITTEE FOR BARBARA ) AF# 2408  
OLSCHNER FOR CONGRESS, and )  
STEVEN "BO" SMITH as treasurer; )  
COMMITTEE TO ELECT DR GREG ) AF# 2409  
RABIDOUX, and KIMBERLEE E SMITH )  
as treasurer; )  
COMMITTEE TO ELECT JEAN KURTIS ) AF# 2410  
SCHODORF FOR CONGRESS, and )  
MARILYN CHAPMAN HANSEN as )  
treasurer; )

COMMITTEE TO ELECT GLENN ) AF# 2412  
WILSON FOR US CONGRESS, and )  
DEBORAH K HAMILTON as treasurer; )

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CORINTHIAN COLLEGES INC PAC, and ) AF# 2415  
DE GIUSTI, PAUL as treasurer; )  
DEON LONG FOR CONGRESS, and ) AF# 2416  
DEON LONG as treasurer; )  
DOUG TUDOR FOR CONGRESS, and ) AF# 2417  
DOUGLAS D. TUDOR as treasurer; )  
DOUGHERTY SENATE CAMPAIGN ) AF# 2418  
COMMITTEE, and DR JODHA KHALSA )  
as treasurer; )  
EARL HENRY SHOLLEY FOR ) AF# 2419  
CONGRESS, and EARL H. SHOLLEY as )  
treasurer; )  
ERIC WNUCK 2010, and ERIC WNUCK ) AF# 2420  
as treasurer; )  
EUGENE GREEN FOR CONGRESS ) AF# 2421  
COMMITTEE, and EUGENE V M GREEN )  
as treasurer; )  
FRESNO COUNTY DEMOCRATIC ) AF# 2424  
WOMEN'S CLUB/DEMOCRATS IN )  
ACTION, and CYNTHIA HUDSON as )  
treasurer; )  
FRIENDS OF DAVID MADEIRA, and ) AF# 2425  
MICHAEL LACEY as treasurer; )  
FRIENDS OF ROSS BIELING, and ) AF# 2426  
BIELING, ROSS PARKER as treasurer; )  
HEALY FOR NY, and JULIAN H ) AF# 2427  
GINGOLD as treasurer; )  
HENDRY FOR CONGRESS, and JOHN ) AF# 2428  
NESMITH as treasurer; )  
HERMANATOR PAC; THE, and SCOTT ) AF# 2429  
D TOOMEY as treasurer; )  
AFGHANISTAN & IRAQ VETTHANS ) AF# 2430  
FOR CONGRESS PAC, and COVUCCI, )  
CHRISTOPHER as treasurer; )  
JAMES MILANO FOR CONGRESS, and ) AF# 2431  
PATRICIA A FRIEDMAN as treasurer; )  
JIM PICCILLO FOR CONGRESS, and ) AF# 2432  
SANDI KEEBLE as treasurer; )  
KEVIN BURNS 4 US SENATE, and ROB ) AF# 2435  
FLINT as treasurer; )  
KEVIN POWELL FOR CONGRESS 2010, ) AF# 2436  
and LLOYD CODONA as treasurer; )  
KOLOSSO FOR CDNGRESS ELECTION ) AF# 2437  
COMMITTEE, and DANIEL KYLE as )  
treasurer; )

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KUIPERS FOR CONGRESS, and TODD ) AF# 2438  
LAMBERS as treasurer; )  
LOWRY FOR CONGRESS, and BELL, ) AF# 2439  
RUFH as treasurer; )  
LYNCH FOR CONGRESS, and EDWARD ) AF# 2440  
LYNCH as treasurer; )  
MANAGEMENT AND TRAINING ) AF# 2441  
CORPORATION POLITICAL ACTION )  
COMMITTEE, and LYLE J PARRY as )  
treasurer; )  
MARVIN SCOTT FOR CONGRESS 2010, ) AF# 2442  
and FRANK L MUZZILLO as treasurer; )  
MATTHEW BURKE FOR CONGRESS, ) AF# 2444  
and BURKE, JENNIFER as treasurer; )  
MCGOFF FOR CONGRESS, and ) AF# 2445  
O'LAUGHLIN, MARJORIE as treasurer; )  
MIGUEL ORTIZ FOR CONGRESS, and ) AF# 2446  
LUIS H VERA as treasurer; )  
MIKE THURMOND FOR US SENATE ) AF# 2447  
2010, and MATTHEW WARE as treasurer; )  
MITCHELL FOR CONGRESS, and JOHN ) AF# 2448  
LINDLEY III as treasurer; )  
MORGAN FOR CONGRESS, and ) AF# 2449  
REYNALDO R D SNYDEN as treasurer; )  
PAULINA FOR CONGRESS, and LISA ) AF# 2450  
GRAHAM KEEGAN as treasurer; )  
PHILLIP BRUTUS FOR CONGRESS, and ) AF# 2451  
CAMELIA SIGUINEAU as treasurer; )  
PLUMMER FOR CONGRESS, and ) AF# 2452  
WILBERT SEARS as treasurer; )  
POLLAK FOR CONGRESS, and ) AF# 2453  
JOHNSON, NEIL as treasurer; )  
RATOWITZ FOR CONGRESS, and ) AF# 2454  
WAYNE HEUSEL as treasurer; )  
RICHARD LAKE FOR CONGRESS, and ) AF# 2455  
BRADLEY, TERRANCE as treasurer; )  
RUTH MCCLUNG FOR CONGRESS, and ) AF# 2457  
ANNE LOFTFIELD as treasurer; )  
SAN BERNARDINO COUNTY ) AF# 2458  
REPUBLICAN CENTRAL COMMITTEE- )  
FEDERAL, and LARSON, KIRK as )  
treasurer; )  
SCHIFF FOR SENATE, and ANDREW ) AF# 2459  
SCHIFF as treasurer; )

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SPIKE MAYNARD FOR CONGRESS, and	)	AF# 2461
ROBERT EDWARD RYAN as treasurer;	)	
STEVE CLARK FOR CONGRESS, and	)	AF# 2462
RICK DIRKSE as treasurer;	)	
SUE LOWDEN FOR U S SENATE, and	)	AF# 2463
BOB BEERS as treasurer;	)	
TOM WESLEY FOR US CONGRESS, and	)	AF# 2466
MITCHELL, CATHERINE as treasurer;	)	
TOM WIENS FOR US SENATE INC, and	)	AF# 2467
FRANK SHAW as treasurer;	)	
TRANSPORTATION INTERMEDIARIES	)	AF# 2468
ASSOCIATION'S TIAPAC, and ROBERT	)	
A VOLTMANN as treasurer;	)	
USINPAC, and PURI, SANJAY K as	)	AF# 2469
treasurer;	)	

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on August 11, 2011 the Commission took the following actions on the Administrative Fines Program - Final Determination Recommendation for the 2010 Year End Report as recommended in the Reports Analysis Division's Memorandum dated August 10, 2011, on the following committees:

AF#2397 Decided by a vote of 6-0 to: (1) make a final determination that AMERICAN TELESERVICES ASSOCIATION PAC, and KOBEL, ROBERT as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2398 Decided by a vote of 6-0 to: (1) make a final determination that ASSOCIATIONS INC. PAC/ASSOCIA PAC, and CUSHMAN, NANCY as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2399 Decided by a vote of 6-0 to: (1) make a final determination that BEN GRABER FOR CONGRESS, and BENJAMIN GRABER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate



letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2400 Decided by a vote of 6-0 to: (1) make a final determination that BOILERMAKERS LOCAL 85 FEDERAL POLITICAL ACTION COMMITTEE, and FRED E KEITH JR as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2404 Decided by a vote of 6-0 to: (1) make a final determination that CIRO RODRIGUEZ FOR CONGRESS, and VERA, LUIS R. MR. as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2405 Decided by a vote of 6-0 to: (1) make a final determination that CITIZENS FOR CHRIS GEISLER, and MICHAEL JORUDD as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2406 Decided by a vote of 6-0 to: (1) make a final determination that CITIZENS FOR JOHN HAGER, and ANDREW A HAGER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2407 Decided by a vote of 6-0 to: (1) make a final determination that CODAY FOR US SENATE, and ARTHUR CODAY JR MD as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2408 Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE FOR BARBARA OLSCHNER FOR CONGRESS, and STEVEN "BO" SMITH as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2409 Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE TO ELECT DR GREG RABIDOUX, and KIMBERLEE E SMITH as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2410 Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE TO ELECT JEAN KURTIS SCHODORF FOR CONGRESS, and MARILYN CHAPMAN HANSEN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2412 Decided by a vote of 6-0 to: (1) make a final determination that COMMITTEE TO ELECT GLENN WILSON FOR US CONGRESS, and DEBORAH K HAMILTON as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2415 Decided by a vote of 6-0 to: (1) make a final determination that CORINTHIAN COLLEGES INC PAC, and DE GIUSTI, PAUL as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2416 Decided by a vote of 6-0 to: (1) make a final determination that DEON LONG FOR CONGRESS, and DEON LONG as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2417 Decided by a vote of 6-0 to: (1) make a final determination that DOUG TUDOR FOR CONGRESS, and DOUGLAS D. TUDOR as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2418 Decided by a vote of 6-0 to: (1) make a final determination that DOUGHERTY SENATE CAMPAIGN COMMITTEE, and DR JODHA KHALSA as

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treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2419 Decided by a vote of 6-0 to: (1) make a final determination that EARL HENRY SHOLLEY FOR CONGRESS, and EARL H. SHOLLEY as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2420 Decided by a vote of 6-0 to: (1) make a final determination that ERIC WNUCK 2010, and ERIC WNUCK as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2421 Decided by a vote of 6-0 to: (1) make a final determination that EUGENE GREEN FOR CONGRESS COMMITTEE, and EUGENE V M GREEN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2424 Decided by a vote of 6-0 to: (1) make a final determination that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and CYNTHIA HUDSON as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2425 Decided by a vote of 6-0 to: (1) make a final determination that FRIENDS OF DAVID MADEIRA, and MICHAEL LACEY as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2426 Decided by a vote of 6-0 to: (1) make a final determination that FRIENDS OF ROSS BIELING, and BIELING, ROSS PARKER as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2427 Decided by a vote of 6-0 to: (1) make a final determination that HEALY FOR NY, and JULIAN H GINGOLD as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners

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Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2428 Decided by a vote of 6-0 to: (1) make a final determination that HENDRY FOR CONGRESS, and JOHN NESMITH as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2429 Decided by a vote of 6-0 to: (1) make a final determination that HERMANATOR PAC; THE, and SCOTT D TOOMEY as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2430 Decided by a vote of 6-0 to: (1) make a final determination that AFGHANISTAN & IRAQ VETERANS FOR CONGRESS PAC, and COVUCCI, CHRISTOPHER as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2431 Decided by a vote of 6-0 to: (1) make a final determination that JAMES MILANO FOR CONGRESS, and PATRICIA A FRIEDMAN as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2432 Decided by a vote of 6-0 to: (1) make a final determination that JIM PICCILLO FOR CONGRESS, and SANDI KEEBLE as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2435 Decided by a vote of 6-0 to: (1) make a final determination that KEVIN BURNS 4 US SENATE, and ROB FLINT as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2436 Decided by a vote of 6-0 to: (1) make a final determination that KEVIN POWELL FOR CONGRESS 2010, and LLOYD COLONA as treasurer , violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2437 Decided by a vote of 6-0 to: (1) make a final determination that KOLOSSO FOR CONGRESS ELECTION COMMITTEE, and DANIEL KYLE as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2438 Decided by a vote of 6-0 to: (1) make a final determination that KUIPERS FOR CONGRESS, and TODD LAMBERS as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2439 Decided by a vote of 6-0 to: (1) make a final determination that LOWRY FOR CONGRESS, and BELL, RUTH as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2440 Decided by a vote of 6-0 to: (1) make a final determination that LYNCH FOR CONGRESS, and EDWARD LYNCH as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2441 Decided by a vote of 6-0 to: (1) make a final determination that MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE, and LYLE J PARRY as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2442 Decided by a vote of 6-0 to: (1) make a final determination that MARVIN SCOTT FOR CONGRESS 2010, and FRANK L MUZZILLO as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2444 Decided by a vote of 6-0 to: (1) make a final determination that MATTHEW BURKE FOR CONGRESS, and BURKE, JENNIFER as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2445 Decided by a vote of 6-0 to: (1) make a final determination that MCGOFF FOR CONGRESS, and O'LAUGHLIN, MARJORIE as treasurer, violated 2 U.S.C.

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434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2446 Decided by a vote of 6-0 to: (1) make a final determination that MIGUEL ORTIZ FOR CONGRESS, and LUIS H VERA as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2447 Decided by a vote of 6-0 to: (1) make a final determination that MIKE THURMOND FOR US SENATE 2010, and MATTHEW WARE as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2448 Decided by a vote of 6-0 to: (1) make a final determination that MITCHELL FOR CONGRESS, and JOHN LINDLEY III as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2449 Decided by a vote of 6-0 to: (1) make a final determination that MORGAN FOR CONGRESS, and REYNALDO R D SNYDEN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2450 Decided by a vote of 6-0 to: (1) make a final determination that PAULINA FOR CONGRESS, and LISA GRAHAM KEEGAN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2451 Decided by a vote of 6-0 to: (1) make a final determination that PHILLIP BRUTUS FOR CONGRESS, and CAMELIA SIGUINEAU as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2452 Decided by a vote of 6-0 to: (1) make a final determination that PLUMMER FOR CONGRESS, and WILBERT SEARS as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

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AF#2453 Decided by a vote of 6-0 to: (1) make a final determination that POLLAK FOR CONGRESS, and JOHNSON, NEIL as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2454 Decided by a vote of 6-0 to: (1) make a final determination that RATOWITZ FOR CONGRESS, and WAYNE HEUSEL as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2455 Decided by a vote of 6-0 to: (1) make a final determination that RICHARD LAKE FOR CONGRESS, and BRADLEY, TERRANCE as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2457 Decided by a vote of 6-0 to: (1) make a final determination that RUTH MCCLUNG FOR CONGRESS, and ANNE LOFTFIELD as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2458 Decided by a vote of 6-0 to: (1) make a final determination that SAN BERNARDINO COUNTY REPUBLICAN CENTRAL COMMITTEE-FEDERAL, and LARSON, KIRK as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2459 Decided by a vote of 6-0 to: (1) make a final determination that SCHIFF FOR SENATE, and ANDREW SCHIFF as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2461 Decided by a vote of 6-0 to: (1) make a final determination that SPIKE MAYNARD FOR CONGRESS, and ROBERT EDWARD RYAN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2462 Decided by a vote of 6-0 to: (1) make a final determination that STEVE CLARK FOR CONGRESS, and RICK DIRKSE as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2463 Decided by a vote of 6-0 to: (1) make a final determination that SUE LOWDEN FOR U S SENATE, and BOB BEERS as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2466 Decided by a vote of 6-0 to: (1) make a final determination that TOM WESLEY FOR US CONGRESS, and MITCHELL, CATHERINE as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2467 Decided by a vote of 6-0 to: (1) make a final determination that TOM WIENS FOR US SENATE INC, and FRANK SHAW as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2468 Decided by a vote of 6-0 to: (1) make a final determination that TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC, and ROBERT A VOLTMANN as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2469 Decided by a vote of 6-0 to: (1) make a final determination that USINPAC, and PURI, SANJAY K as treasurer, violated 2 U.S.C. 434(a) and assess the final civil money penalty so indicated; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

August 12, 2011  
Date

Shawn Woodhead Werth  
Shawn Woodhead Werth  
Secretary and Clerk of the Commission

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FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

August 15, 2011

Earl H. Sholley, in official capacity as Treasurer  
Earl Henry Sholley for Congress  
P.O. Box 76  
Norfolk, MA 02056

C00453498  
AF#: 2419

Dear Mr. Sholley:

On April 1, 2011, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that Earl Henry Sholley for Congress and its treasurer violated 2 U.S.C. § 434(a) for filing late or failing to file the 2010 Year-End Report. By letter dated April 4, 2011, the Commission sent notification of the RTB finding that included a civil money penalty calculated at the RTB stage of \$550 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. Within 40 days of the FEC's RTB finding, its treasurer was required to either transmit payment of the calculated civil money penalty or submit a written response challenging either the RTB finding or the calculated civil money penalty. The amount of the civil money penalty has been changed to reflect the actual level of activity disclosed in the miscellaneous document dated May 10, 2011. Please note that you must file the 2010 Year-End Report in the appropriate format if you have not already done so for the report to be considered filed.

The FEC did not receive payment of the calculated civil money penalty or a written response within the time permitted. The FEC made a final determination on August 11, 2011 that you, in your official capacity as treasurer, and Earl Henry Sholley for Congress violated 2 U.S.C. § 434(a) and assessed a civil money penalty in the amount of \$550 in accordance with 11 C.F.R. § 111.43. The civil money penalty is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$13,609  
Number of Days Late: Not Filed  
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty**

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If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the district court of the United States for the district in which the committee or treasurer reside, or transact business, requesting that the final determination be modified or set aside. See 2 U.S.C. § 437g(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

## **2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal**

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact the debtor and request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

## **3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the civil money penalty, send the enclosed remittance form, along with your payment, to the address on page 3 within 30 days of receipt of this letter.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within thirty (30) days from the date of the Commission's notification, this could occur at anytime following certification of the Commission's vote.

If you have any questions regarding the payment of the civil money penalty, please contact Sari Pickerall at Federal Election Commission, 999 E St., NW, Washington, DC 20463, or our toll free number (800) 424-9530 (at the prompt, press 5) or (202) 694-1130.

On behalf of the Commission,



Donald F. McGahn II  
Commissioner

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**ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is \$550 for the 2010 Year-End Report.

This penalty should be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission  
PO Box 979058  
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

The form and payment are due within 30 days of receipt of this letter.

**Payments by Personal Check**

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**

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FOR: Earl Henry Sholley for Congress

FEC ID#: C00453498

REPORT: 2010 Year-End

AF#: 2419

PAYMENT AMOUNT DUE: \$550

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**ELECTRONIC CERTIFICATION AGREEMENT FOR  
DEBTS SUBMITTED TO THE FINANCIAL MANAGEMENT SERVICE'S  
CROSS-SERVICING PROGRAM**

**This Agreement is submitted by:** Federal Election Commission

**Creditor Agency:** Federal Election Commission

**Date of Agreement:** November 23, 2010

**The Creditor Agency agrees that:**

- I. This Agreement covers all debts, including updates, changes, and modifications (Debts) submitted by Electronic Transmission on or after the date of this Agreement, by the above-named Creditor Agency (Agency) to the Financial Management Service (FMS), a bureau of the U.S. Department of the Treasury, for collection through FMS's Cross-Servicing Program (Cross-Servicing);
- II. The Agency will submit Debts to Cross-Servicing via Electronic Transmission of "Add Records" or "Update Records," as described in the attached Exhibit A. Each time the Agency submits a Debt via an Add Record or Update Record, the Agency is certifying the Debt;
- III. Any person who submits Debts via an Add Record or Update Record has or will have delegated authority to certify the Debts on behalf of the head of the Agency, and the Agency will provide a copy of this Agreement to any such person;
- IV. By submitting Debts via an Add Record or Update Record, the person submitting such Debts is certifying to the U.S. Department of the Treasury, under penalty of perjury pursuant to 5 U.S.C. § 5514, 31 U.S.C. § 3716, 31 U.S.C. § 3720A, and 28 U.S.C. § 1746 that, to the best of his or her knowledge and belief, the following is true and correct:
1. **Valid Debts.** The Debts are delinquent, valid and legally enforceable in the amounts stated. The Agency will properly credit collections (other than TOP collections) to the delinquent debtors' accounts and notify FMS of any change in the amount, validity or legal enforceability of the Debt.
  2. **No Bar to Collection.** The Debts are not subject to any circumstances that legally preclude or bar collection, including collection by offset. There are no foreclosures pending with respect to any collateral securing a Debt. The Agency's records do not show that any debtor owing a Debt has filed for bankruptcy protection. Alternatively, the Agency can clearly establish that any automatic stay has been lifted or is no longer in effect.

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3. ***Administrative Offset and Tax Refund Offset.*** If the Agency has established a profile instructing FMS to refer Debts to the Treasury Offset Program (TOP) on its behalf for the purposes of tax refund and administrative offset, the person submitting such Debts will be certifying to the following:

- a. The Agency has complied with all of the provisions of 31 U.S.C. § 3716, 31 U.S.C. § 3720A, 31 C.F.R. §§ 285.2 and 285.5, and the Federal Claims Collection Standards (31 C.F.R. Parts 900-904), as may be amended, as well as other statutes, regulations and policies applicable to collection by administrative offset and tax refund offset.
- b. At least 60 days prior to the date of the certification (i.e., date of Electronic Transmission), the Agency has provided, or made a reasonable attempt to provide in accordance with applicable offset regulations, each debtor with:
  - i. written notification, at the debtor's most current known address, of the nature and the amount of the Debt, the intention of the Agency to collect the Debt through administrative offset and tax refund offset, including offset of State payments, and an explanation of the rights of the debtor;
  - ii. an opportunity to inspect and copy the records of the Agency with respect to the Debt;
  - iii. an opportunity for review within the Agency of the determination of the Agency with respect to the Debt, including the opportunity to present evidence that all or part of the Debt is not past-due or legally enforceable; and
  - iv. an opportunity to enter into a written repayment agreement with the Agency
- c. The Agency has considered any evidence presented by the debtor and determined that the amount of the Debt is past-due and legally enforceable and there are no pending appeals of such determination.
- d. The Agency has, at minimum, made the following reasonable efforts to obtain payment of the Debt: demanded payment and provided the debtor with the notice and opportunities described in paragraph 3.b.

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- e. For Debts outstanding more than ten years on or before **December 31, 2009**, the notice described in paragraph 3.b. was sent to the debtor after the Debt was outstanding for more than ten years, and that the debtor was afforded the rights described in paragraphs 3.b. – 3.d. at that time. This requirement does not apply to any Debt that could be collected by offset without regard to any time limitation prior to **December 31, 2009** (e.g., student loans debts, judgments).

4. ***Due Process Compliance for Salary Offset.*** With respect to the offset of Federal salaries, if the Agency has authorized FMS to set up an agency profile so that all debts are referred to TOP for offset of federal salary payments:

- a. The Agency has complied with all of the provisions of 5 U.S.C. § 5514, 5 C.F.R. §§ 550.1101-1110, and 31 CFR § 285.7, as may be amended, as well as other statutes, regulations and policies applicable to collection by salary offset.

- i. The Agency has provided, or made a reasonable attempt to provide, each debtor with the notice, opportunities, and considerations described in paragraphs 3.b., 3.c. and 3.e (if applicable) and the additional notices and opportunities, including the opportunity for waiver consideration and for a hearing, required for salary offset.

5. ***Consumer Reporting Agencies.*** The Agency has complied with all of the provisions of 31 U.S.C. § 3711(e) and the Federal Claims Collection Standards, as well as other statutes, regulations and policies applicable to the Agency's reporting of delinquent debts to consumer reporting agencies. The Agency has:

- a. determined that the debts are valid and overdue;
- b. notified the debtor, more than 60 days prior to the date of the certification:
  - i. that the debt is overdue,
  - ii. that the Agency intends to disclose to a consumer reporting agency that the debtor is responsible for the debt,
  - iii. of the specific information to be disclosed to the consumer reporting agency, and
  - iv. of the debtor's rights to an explanation of the claim, to dispute the information in the Agency's records about the claim, and to


administrative repeal or review of the claim; and

- c. upon the request of a debtor, provided for a review of any debtor's claim, including an opportunity for reconsideration of the initial decision on the claim.

In addition, no debtor has repaid or agreed to repay the claim under a signed repayment agreement or filed for review of the claim.

- d. ***Interest and Penalties.*** The Agency has complied with all of the provisions of 31 U.S.C. § 3717 and the Federal Claims Collection Standards, as well as other statutes, regulations and policies applicable to Agency's assessment of interest, penalties and administrative costs. The Agency has mailed or hand-delivered a written notice to all debtors explaining the Agency's requirements concerning the charges.

**CERTIFICATION:** Pursuant to 28 U.S.C. § 1746, I certify that I have been delegated authority to execute this Agreement on behalf of the head of my agency.



Dayna C. Brown

Director, Office of Administrative Review

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FEDERAL ELECTION COMMISSION  
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2419

DATE SCANNED

1/24/12

SCANNER NO.

1

SCAN OPERATOR

EEJ

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